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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Ilya Trakht TECH CENTER 1600/2900  
Serial No.: 09/767,578 Examiner: R. Schwadron  
Filed: January 23, 2001 Art Unit: 1644  
For: DEVELOPMENT OF HUMAN MONOClonAL ANTIBODIES AND USES THEREOF

1185 Avenue of the Americas  
New York, New York 10036  
October 25, 2002

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

**COMMUNICATION IN RESPONSE TO**  
**SEPTEMBER 25, 2002 RESTRICTION REQUIREMENT**

This Communication is submitted in response to the September 25, 2002 Office Action issued by the United States Patent and Trademark Office in connection with the above-identified application. A response to the September 25, 2002 Office Action is due October 25, 2002. Accordingly, this Communication is being timely filed.

In the Office Action, the Examiner restricted pending claims 1, 2, 8, 13-39, 47, 60 and 61 to one of the following allegedly distinct inventions under 35 U.S.C. §121:

- I. Claims 14, 36 and 38, drawn to nucleic acids;
- II. Claims 1, 2, 8, 21 and 28, drawn to cells;
- III. Claims 13, 35, 37 and 47, drawn to an antibody/antibody composition;
- IV. Claims 15-20 and 22-27, drawn to a method of making cells;
- V. Claims 29-34, drawn to a method of making an antibody;